## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

	)
STEVE MACRINA, Individually And On Behalf	)
Of All Others Similarly Situated,	)
·	) 07 CV 4108 (JGK)
Plaintiff,	)
	) <u>CLASS ACTION</u>
V.	)
	) ECF CASE
J. ROGER MOYER, JR., THOMAS DAUTRICH,	)
GEORGE W. GRANER, EQUIPMENT FINANCE	,)
LLC and BANK OF LANCASTER, N.A.,	)
	)
Defendants.	)
	_)
[Additional Captions Below]	

DECLARATION OF JASON D'AGNENICA IN SUPPORT OF MOTION OF CASTLE STRATEGIC TRADING, LLC FOR CONSOLIDATION, APPOINTMENT AS LEAD PLAINTIFF PURSUANT TO §21D(a)(3)(B) OF THE SECURITIES EXCHANGE ACT OF 1934 AND APPROVAL OF SELECTION OF CO-LEAD COUNSEL

BRIAN JOHNSON, Individually And On Behalf Of All Others Similarly Situated,	
Plaintiff,	) Civil Action No. 07cv4652 (JGK)
vs.	
STERLING FINANCIAL CORP., J. ROGER MOYER, JR., J. BRADLEY SCOVILL and TITO L. LIMA,	CLASS ACTION  CLASS ACTION
Defendants.	)
CASTLE STRATEGIC TRADING, INC., Individually And On Behalf Of All Others Similarly Situated,	
Plaintiff,	Civil Action No. 07cv5594 (JGK)
VS.	CLASS ACTION
J. ROGER MOYER, JR., THOMAS DAUTRICH, GEORGE W. GRANER, EQUIPMENT FINANCE, LLC and BANK OF LANCASTER, N.A.,	ECF CASE
Defendants.	) ) )
JEFFREY M. COOLEY, Individually And On Behalf Of All Others Similarly Situated,	) )
Plaintiff,	Civil Action No. 07cv5671 (JGK)
vs.	
STERLING FINANCIAL CORP., J. ROGER	CLASS ACTION
MOYER, JR., J. BRADLEY SCOVILL and TITO L. LIMA,	ECF CASE
Defendants.	) ) )
	)

- I, Jason D'Agnenica, hereby declare:
- I am an attorney at the law firm of Stull, Stull & Brody. I submit this Declaration 1. in support of the motion of Castle Strategic Trading, LLC for consolidation, appointment as lead plaintiff and approval of selection of Stull, Stull & Brody and Kantrowitz, Goldhamer & Graifman, P.C. as Co-Lead Counsel.
- 2. Attached hereto as Exhibit A is a true and correct copy of the notice of pendency published over Market Wire, a national, business-oriented news wire service, on May 25, 2007.
- 3. Attached hereto as Exhibit B is a true and correct copy of the plaintiff certification executed by Matthew H. Maschler on behalf of proposed lead plaintiff Castle Strategic Trading, LLC, which demonstrates Movant's class standing and requisite financial interest in the outcome of the litigation.
- 4. Attached hereto as Exhibit C is a chart summarizing the transactions of the Castle Strategic Trading, LLC in Sterling Financial Corp. common stock during the Class Period.
- 5. Attached hereto as Exhibits D and E are true and correct copies of Stull, Stull & Brody's and Kantrowitz, Goldhamer & Graifman, P.C.'s firm biographies. Signed under penalties of perjury this 24th day of July 2007.

By: s/ Jason D'Agnenica

Jason D'Agnenica (JD-9340) STULL, STULL & BRODY 6 East 45<sup>th</sup> Street New York, NY 10017

Tel: (212) 687-7230

On Behalf of Plaintiff Castle Strategic **Trading, LLC** 

## **CERTIFICATE OF SERVICE**

I hereby certify that on July 24, 2007, the foregoing document was filed with the Clerk of the Court and served upon all parties listed below via ECF and/or Federal Express in accordance with the Federal Rules of Civil Procedure, the Southern District's Local Rules, and the Southern District's Rules on Electronic Service:

Dated: July 24, 2007 s/ Jason D'Agnenica

> Jason D'Agnenica (JD-9340) Stull, Stull & Brody 6 East 45<sup>th</sup> Street New York, New York 10017

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Counsel for Plaintiff Kevin Simpson in Action No. 2:07-cv-2497-LS (E.D. PA)

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Counsel for Defendants J. Roger Moyer, Jr., Thomas Dautrich, George W. Graner, Equipment Finance, LLC, Bank of Lancaster, N.A. in Action No. 1:07-cv-4108-JGK (S.D.N.Y.); Sterling Financial Corp., J. Roger Moyer, Jr., J. Bradley Scovill, Tito L. Lima in Action No. 1:07-cv-4652-JGK (S.D.N.Y.); Equipment Finance, LLC, Bank of Lancaster, N.A., J. Roger Moyer, Jr., Thomas Dautrich, George W. Graner in Action No. 1:07-cv-5594-JGK (S.D.N.Y.); Sterling Financial lCorp., J. Roger Moyer, J. Bradley Scovill, Tito L. Lima in Action No 1:07-cv-5671-JGK (S.D.N.Y.).

Andrew J. Soven REED SMITH, LLP 2500 One Liberty Place 1650 Market Street Philadelphia, PA 19106

Counsel for Defendants Sterling Financial Corp., Equipment Finance, LLc, Bank of Lancaster County, N.A., Tito L. Lima, J. Roger Moyer, Jr., Thomas Dautrich, George W. Graner, and J. Bradley Scovill in Action Nos. 2:07-cv-2171-LS (E.D. PA); 2:07-cv-2497-LS (E.D. PA); 2:07-cv-2694-LS (E.D. PA).

Nicholas E. Chimicles Benjamin F. Johns CHIMICLES & TIKELLIS LLP 361 West Lancaster Avenue Haverford, PA 19041

Counsel for Plaintiff Raymond Buckwalter in Action No. 2:07-cv-2171-LS (E.D. PA)